

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q101077

Takahiro MATSUMOTO, *et al.*

Appln. No.: 10/520,784

Group Art Unit: 1625

Confirmation No.: 9335

Examiner: Raymond K. COVINGTON

Filed: January 10, 2005

For: PYRROLOPYRIDINE DERIVATIVE AND USE THEREOF

RESPONSE TO RESTRICTION AND ELECTION OF SPECIES REQUIREMENTS

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This responds to the restriction and election of species requirements contained in the Office Action mailed June 22, 2007.

In response to the restriction requirement, Applicants elect for examination Group I, Claims 1-8 and 14-15, drawn to the products of Formula I and their method of use, where R² and R³ do not form a ring. This election is made without traverse.

Applicants note with appreciation the examiner's indication at the bottom of page 2 of the Office Action that Claims 9-13 are linking claims and will be searched together with elected Group I.

Applicants reserve the right to file a Divisional Application directed to subject matter of non-elected Claims 16-17.

In response to the election of species requirement, Applicants elect for examination (2E)-3-{3-cyano-4,6-dimethyl-1-[(1S)-1,2,3,4-tetrahydronaphthalen-1-yl]-1H-pyrrolo[2,3-

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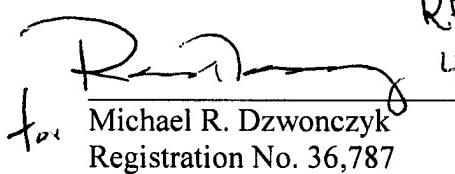
b]pyridin-2-yl}-N-(3,4-dimethoxyphenyl)prop-2-enamide, which is the first compound recited in Claim 7. This election is made without traverse.

Claims 1-17 read on the elected species. The examiner has not identified a generic claim.

Applicants submit that if any of the elected claims is found to be allowable, claims dependent therefrom should similarly be considered allowable in the same application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,


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Date: July 23, 2007